

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CENTER FOR FOOD SAFETY, BREAST
CANCER PREVENTION PARTNERS,
CENTER FOR SCIENCE IN THE PUBLIC
INTEREST, ENVIRONMENTAL DEFENSE
FUND, and ENVIRONMENTAL WORKING
GROUP,

Plaintiff,

17 CIVIL 3833 (VSB)

-against-

JUDGMENT

XAVIER BECERRA, SECRETARY,
DEPARTMENT OF HEALTH AND HUMAN
SERVICES; JANET WOODCOCK,
COMMISSIONER, UNITED STATES FOOD
AND DRUG ADMINISTRATION; and
UNITED STATES FOOD AND DRUG
ADMINISTRATION,

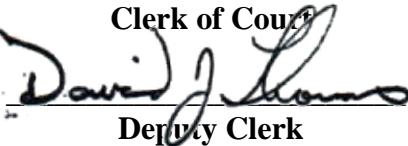
Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated September 30, 2021, Accordingly, because I find that the GRAS Rule (1) does not unlawfully subdelegate FDA's duty to ensure food safety; (2) does not exceed FDA's statutory authority; (3) does not constitute arbitrary and capricious agency action in violation of the FDCA and APA; and (4) does not conflict with the FDCA, Plaintiffs' motion for summary judgment is DENIED, and the Government's motion for summary judgment is GRANTED, and this case is closed.

Dated: New York, New York
September 30, 2021

RUBY J. KRAJICK

BY: 

Clerk of Court
David J. Thomas
Deputy Clerk